

1
2
3
4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT SEATTLE

7 IN RE: PHENYLPROPANOLAMINE
8 (PPA) PRODUCTS LIABILITY
9 LITIGATION,

MDL NO. 1407

SUGGESTION OF REMAND
ORDER

10 This document relates to the
11 cases listed on Attachment A

12 The Court, having reviewed the records of the cases listed
13 on Attachment A, finds and rules as follows:

14 (1) Common discovery and other coordinated pretrial
15 proceedings have been completed. All remaining issues are case-
16 specific, and best determined by the transferor court.

17 (2) These cases will not benefit from further coordinated
18 proceedings as part of MDL 1407, and are ready to be remanded to
19 their respective transferor jurisdictions.

20 Pursuant to Rule 7.6 of the Rules of Procedure of the Judicial
21 Panel on Multidistrict Litigation, the court issues its
22 Suggestion of Remand Order in the cases listed on Attachment A.

23 The Clerk is ORDERED to provide copies of this Order to the
24 Clerk of the Judicial Panel on Multidistrict Litigation and to
25 the clerks of the transferor district courts.

1 DATED at Seattle, Washington this 13th day of April, 2005.

2 

3 BARBARA JACOBS ROTHSTEIN
4 UNITED STATES DISTRICT JUDGE
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

ATTACHMENT A

WD WA Case No.	Case Name	Transferor Court/ Cause #
02-2590	<u>Bridgmon v. Wyeth, Inc., et al.</u>	Northern District of Alabama (Jasper), No. CV-02-J-2359-J
03-2732	<u>Brown v. Bayer Corp., et al.</u>	Southern District of Mississippi (Western) No. 03-cv-110
02-2586	<u>Bruce v. Bayer Corporation, et al.</u>	Northern District of Alabama (Southern), No. 02-cv-2509
02-1730	<u>Brumfield v. Glaxo SmithKline, et al.</u>	Eastern Dist of Louisiana (New Orleans), No. 02-cv-784.
03-2479	<u>Buckner v. Novartis Consumer Health, Inc., et al.</u>	Northern District of Mississippi (Greenville) No. 03-235
03-2856	<u>Carter v. Bayer Consumer Care, et al.</u>	Southern District of Mississippi (Western) No. 03-cv-357
03-2095	<u>Catchings v. Bayer Corp., et al.</u>	Northern District of Mississippi (Greenville) No. 01-cv-272 (Originally part of multi-plaintiff case <u>Bernice Conway, et al. v. American Home Products, Inc., et al.</u> , No. 01-2180)

02-1515	<u>Chambers, et al. v. American Home Products Corp., et al.</u>	Northern District of California (San Francisco) No. 02-cv-1773
01-1700	<u>Compton, et al. v. Whitehall-Robbins Healthcare, Co., et al.</u>	Southern District of Mississippi (Jackson) No. 01-cv-576
03-938	<u>Cunningham v. Bayer Corp., et al.</u>	Northern District of Mississippi, No. 02-260
03-2282	<u>Duncan v. Bayer Corp., et al.</u>	Southern District of Mississippi (Jackson) No. 3:02cv1831LN (Originally part of multi-plaintiff case <u>Eula Coleman, et al. v. Bayer Corp., et al.</u> , No. 03-599)
02-1776	<u>Evans v. Bayer Corp., et al.</u>	Western District of Louisiana (Shreveport), No. 02-cv-457
03-1396	<u>Fort v. Bayer Corp.</u>	Middle District of Tennessee (Nashville) No. 01-cv-1489 (Originally part of multi-plaintiff case <u>Norman, et al. v. Bayer Corp., et al.</u> , No. 02-43)

03-2081	<u>Franklin v. Wyeth, et al.</u>	Middle District of Louisiana (Baton Rouge), No. 03-cv-74 (Originally part of multi-plaintiff case <u>Brown, et al. v. Bayer Corp., et al.</u> , WDWA No. 03-841)
03-1398	<u>Goodwin v. Bayer Corp.</u>	Middle Dist of Tennessee, No. 01-cv-1489 (Originally part of multi-plaintiff case <u>Norman, et al. v. Bayer Corp.</u> , WDWA No. 02-43)
03-236	<u>Haller v. SmithKline Beecham, et al.</u>	Eastern District of Pennsylvania (Philadelphia), No. C.A.02-8278-JED
02-2145	<u>Hartig, et al. v. Bayer Corp., et al.</u> THIS MATTER IS BEING REMANDED EXCEPT FOR PLAINTIFFS' CLAIMS AGAINST DEFENDANT CHATTEM, INC.	Northern District of Florida (Pensacola) No. 02-cv-170
01-1771	<u>Hudson, et al. v. Bayer Corp., et al.</u>	Western District of Louisiana (Shreveport) No. 01-cv-1391
02-2596	<u>Hunter v, Bayer Corp., et al.</u>	District of Massachusetts (Boston), No. 02-CV-2596

01-2161	<u>Jamerson v. Bayer Corp.</u>	Middle District of Louisiana (Baton Rouge), No. 01-cv-977
03-1383	<u>Jenkins, et al. v. American Home Products</u>	Western Dist of Tennessee (Memphis) No. 01-cv-2921 (Originally part of multi-plaintiff case <u>Mildred Jones, et al. v. American Home Products, et al.</u> , No. 02-367)
02-264	<u>Johnson v. Novartis Pharmaceuticals Corp., et al.</u>	Eastern District of Louisiana (New Orleans) No. 01-cv-3614
03-2464	<u>Jones, et al. v. Bristol-Myers Squibb Co.</u>	Southern District of Alabama, No. 03-cv-159
02-2148	<u>Lacey v. Bayer Corp., et al.</u>	Eastern Dist of Louisiana (New Orleans), No. 02-cv-1007
03-2923	<u>Lamar, et al. v. Bayer Corp., et al.</u>	Northern District of Alabama, No. 03-302 (Originally part of multi-plaintiff case <u>Vivian Lamar, et al. v. Bayer Corp., et al.</u> , No. 03-2463)

03-1395	<u>Lindsey v. Bayer Corp.</u>	Middle District of Tennessee (Nashville) No. 01-cv-1489 (Originally part of multi-plaintiff case <u>Norman, et al. v. Bayer Corp., et al.</u> , No. 02-43)
01-1641	<u>Littlejohn v. Bayer Corp., et al.</u>	Central District of California (Western Div.), No. 01-cv-5715
03-2469	<u>Luckett v. Perrigo Co., et al.</u>	Southern District of Florida, No. 03-60459.
03-428	<u>Maanum, et al. v. Wyeth</u>	District of New Jersey, No. 02-CV-5140 (JAG)
03-631	<u>Malatinsky, et al. v. Novartis AG, et al.</u>	Northern District of West Virginia (Wheeling), No. 5:02-cv-128
01-1692	<u>Matthews v. Bayer Corp., et al.</u>	Middle District of Alabama (Montgomery) No. 01-cv-802
03-1393	<u>McDole v. GlaxoSmithKline, PLC, et al.</u>	Northern District of California (San Francisco), No. 01-4180 (Originally part of multi-plaintiff case <u>Marva Ridge, et al. v. GlaxoSmithKline PLC, et al.</u> , WDWA No. 02-530)

03-1386	<u>McGuffee v. Bayer Corp.</u>	Southern District of Mississippi (Jackson), No. 01-cv-528 (Originally part of multi-plaintiff case <u>McGuffee, et al. v. Bayer Corp., et al.</u> , No. 01-1652)
03-189	<u>Moore v. Bayer Corp.</u>	Northern District of Alabama (Southern) No. CV-02-J-2784-S
03-241	<u>Morgan, et al. v. Smithkline Beecham Corp.</u>	Eastern District of Pennsylvania, No. 02-cv-8306
02-25	<u>Nichols v. Bayer Corp., et al.</u>	Eastern District of Louisiana (New Orleans), No. 01-cv-3504
03-1394	<u>Norman v. Bayer Corp.</u>	Middle District of Tennessee (Nashville) No. 01-cv-1489 (Originally part of multi-plaintiff case <u>Norman, et al. v. Bayer Corp., et al.</u> , No. 02-43)
01-864	<u>Nuernberg v. Novartis Corp., et al.</u>	Middle District of Louisiana (Baton Rouge), No. 01-864
02-1725	<u>Ohmer v. Novartis Pharmaceuticals Corp., et al.</u>	Eastern Dist of Louisiana (New Orleans), No. 02-cv-746.
03-849	<u>Parker v. Wyeth, et al.</u>	Southern District of Mississippi (Hattiesburg), No. C.A. 2:03cv62PG

02-2597	<u>Peyton v. Perrigo Co., et al.</u>	District of Maryland, No. S-02-323
02-2599	<u>Quezada v. McKesson Corp.</u>	District of Minnesota, No. 01-cv-2431
03-2159	<u>Reeder v. Bayer Corp., et al.</u>	Eastern District of New York (Brooklyn) No. 01-cv-7539. (Originally part of <u>Delatte, et al. v. Bayer Corp., et al.</u> , No. 02-363)
02-1532	<u>Ronberg, et al. v. Perrigo Co., Inc., et al.</u>	District of Nevada, No. cv-02-0090-JCM-PAL
02-1770	<u>Robert Smith, Jr. v. Bayer Corp., et al.</u>	Western District of Louisiana (Lake Charles), No. 02-cv-517
02-2536	<u>Dina Smith v. American Home Products Corp., et al.</u>	Southern District of Mississippi, No. 02-cv-562
02-1777	<u>Specht v. Bayer Corp., et al.</u>	Western District of Louisiana (Shreveport), No. 02-cv-465
02-1073	<u>Stiles, et al. v. Novartis Consumer Health, et al.</u>	Central District of California, No. 02-cv-2381

03-2101	<u>Tanner v. Wyeth, et al.</u>	Southern District of Mississippi (Eastern), No. 01-cv169 (Originally part of multi-plaintiff case Edna Barnett, et al. v. American Home Products Corp., et al., No. 02-423)
03-834	<u>Taylor, et al. v. Bayer Corp., et al.</u>	District of Colorado, No. 03-D-230 (MJW)
03-2480	<u>Thomas, et al. v. Bayer Consumer Care, et al.</u>	Southern District of Mississippi (Southern), No. 03-265
03-2481	<u>Thornton, et al. v. Bayer Consumer Care</u>	Southern District of Mississippi, No. 03-266
02-1764	<u>West v. Bayer Corp., et al.</u>	Middle District of Louisiana (Baton Rouge), No. 02-cv-258.
03-477	<u>Woodson v. Kroger Texas, LP, et al.</u>	Southern District of Texas, No. H 02-4785